

INTERVENTION



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BEFORE THE ARIZONA CORPORATION COMMISSION P 4: 02

MARC SPITZER

Chairman

JIM IRVIN

Commissioner

WILLIAM A. MUNDELL

Commissioner

JEFF HATCH-MILLER

Commissioner

MIKE GLEASON

Commissioner

Arizona Corporation Commission
DOCKETED

JUL 28 2003

DOCKETED BY

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ARIZONA CORPORATION COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION
OF ARIZONA PUBLIC SERVICE
COMPANY FOR A HEARING TO
DETERMINE THE FAIR VALUE OF THE
UTILITY PROPERTY OF THE COMPANY
FOR RATEMAKING PURPOSES, TO FIX A
JUST AND REASONABLE RATE OF
RETURN THEREON, TO APPROVE RATE
SCHEDULES DESIGNED TO DEVELOP
SUCH RETURN, AND FOR APPROVAL OF
PURCHASED POWER CONTRACT

DOCKET NO. E-01345A-03-0437

**APPLICATION FOR LEAVE
TO INTERVENE**

APPLICATION OF PHELPS DODGE CORPORATION AND PHELPS DODGE MINING COMPANY FOR LEAVE TO INTERVENE

Pursuant to A.A.C. R14-3-105, Phelps Dodge Corporation and Phelps Dodge Mining Company (collectively "Phelps Dodge") hereby apply to the Arizona Corporation Commission (the "Commission") for an order granting Phelps Dodge leave to intervene in the above-captioned proceeding. Phelps Dodge maintains facilities and operations within the State of Arizona which receive electric services from Arizona Public Service Company ("APS"). As a very large user of electric services provided by APS, Phelps Dodge will be directly and substantially affected by the decision of the Commission in these proceedings.

The Commission should grant Phelps Dodge leave to intervene in this matter because Phelps Dodge is a customer of APS and is directly and substantially affected by these proceedings.

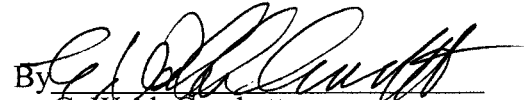
1 Phelps Dodge's participation in these proceedings will not broaden the issues or unduly
2 delay the proceedings, except upon leave of the Commission first had and received. For the
3 reasons outlined above, Phelps Dodge respectfully requests that the Commission grant its
4 Application for Leave to Intervene in this matter.

5 Phelps Dodge requests that all communications in connection with the above captioned
6 proceedings be directed to:

7 C. Webb Crockett
FENNEMORE CRAIG, P.C.
3003 North Central Avenue
8 Suite 2600
Phoenix, Arizona 85012
9 (602) 916-5000

10 RESPECTFULLY SUBMITTED this 28th day of July, 2003.

11 FENNEMORE CRAIG, P.C.

12 By 
13 C. Webb Crockett
14 3003 North Central Avenue
Suite 2600
15 Phoenix, AZ 85012
Attorneys for Phelps Dodge
16 Corporation

17 ORIGINAL and 13 copies of the foregoing
18 filed this 28th day of July, 2003, to:

19 Docket Control
ARIZONA CORPORATION COMMISSION
1200 West Washington
20 Phoenix, Arizona 85007

21 COPY of the foregoing was hand-delivered
22 this 28th day of July, 2003, to:

23 Lyn Farmer, Chief Administrative Law Judge
Hearing Division
ARIZONA CORPORATION COMMISSION
24 1200 West Washington
Phoenix, Arizona 85007
25
26

1 Christopher C. Kempley, Chief Counsel
2 ARIZONA CORPORATION COMMISSION
3 Legal Division
4 1200 West Washington
5 Phoenix, Arizona 85007

6 Ernest G. Johnson
7 Director, Utilities Division
8 ARIZONA CORPORATION COMMISSION
9 1200 West Washington
10 Phoenix, Arizona 85007

11 COPY of the foregoing was mailed
12 this 28th day of July, 2003, to:

13 Thomas L. Mumaw
14 Karilee S. Ramaley
15 Pinnacle West Capital Corporation
16 P. O. Box 53999 MS 8695
17 Phoenix, AZ 85072-3999

18 and
19 Jeffrey B. Guldner
20 Faraq Sanei
21 Snell & Wilmer
22 One Arizona Center
23 400 East Van Buren Street
24 Phoenix, AZ 85004-2202
25 Attorneys for Arizona
26 Public Service Company

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